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FACSIMILE TRANSMITTAL SHEET

JUN 30 2006


Deliver to: Examiner: Tse J. Fish Art Unit: 2116
Firm Name: U.S. Patent & Trademark Office
Fax Number: 571-273-8300
From: Michael J. Mallie Operator: Christopher Burnharte
Date: June 30, 2006
App. No.: 10/015,533
No. of pages: 16 (including cover sheet)
Client/Matter: 42.P11062 Docket Date: July 1, 2006 Atty: APS

Dear Examiner:

Please find the following document(s) attached:

- 1) Fee Transmittal Form (1 page)
- 2) Response to Office Action (14 pages)

Thank you.

CERTIFICATE OF TRANSMISSION	
I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.	
By: <u></u> Christopher Burnharte	Date: <u>June 30, 2006</u>

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JUN 30 2006

PTO/SB/17 (01-06)

Approved for use through 07/31/2006, OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL
For FY 2006☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 120.00)

Complete if Known

Application Number	10/015,533
Filing Date	December 11, 2001
First Named Inventor	Andrew J. Fish
Examiner Name	Tse W.Chen
Art Unit	2116
Attorney Docket No.	42.P11062

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____

☒ Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION (All the fees below are due upon filing or may be subject to a surcharge.)**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims: _____ Extra Claims: _____ Fee (\$): _____ Fee Paid (\$): _____

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims: _____ Extra Claims: _____ Fee (\$): _____ Fee Paid (\$): _____

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets: _____ Extra Sheets: _____ Number of each additional 50 or fraction thereof: _____ Fee (\$): _____ Fee Paid (\$): _____

- 100 = _____ / 50 = _____ (round up to a whole number) x _____ = _____

4. OTHER FEE(S)

1) Extension for response within first month (Fee Code 1251)

Fees Paid (\$)
120.00

SUBMITTED BY

Signature

Registration No.
(Attorney/Agent)

36,591

Telephone

408-720-8300

Name (Print/Type)

Michael J. Mallie

Date June 30, 2006

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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CENTRAL FAX CENTER10/015,533
Attorney Docket No.: P11062

JUN 30 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Andrew J. Fish, et al.

Application No.: 10/015,533

Docket No.: P11062

Filed: Dec. 11, 2001

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Examiner: Matthew Allan Henry

Art Unit: 2116

VIA FAX (571) 273-8300

For: *SYSTEM AND METHOD TO EXTEND FIRMWARE CAPABILITIES BY
LOADING FIRMWARE EXTENSIONS FROM A BOOT MEDIA (as amended)*AMENDMENT AND RESPONSE AND PETITION FOR
ONE MONTH EXTENSIONMail Stop After Final
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In accordance with 37 C.F.R. § 1.136(a), Applicant for the above-identified application respectfully petitions the Commissioner for a one (1) month extension of time, extending the period for response to Jul. 3, 2006, from the Office Action dated Mar. 1, 2006. Please charge the petition filing fee of \$120.00 to Deposit Account No. 02-2666.

If it should be determined that a longer extension of time is required to prevent this application from being abandoned, please charge any additional fees to Deposit Account No. 02-2666. A copy of the Fee Transmittal is enclosed for deposit account charging purposes.

In response to the Office Action mailed on Mar. 1, 2006, please reconsider the pending claims based on the following amendment.

07/05/2006 MBINAS 00000065 022666 10015533
01 FC:1251 120.00 DA